# **Austin City Council MINUTES**

For '

JULY 12. 1984

1:00 P.M.

Council Chambers, 307 West Second Street, Austin, Texas

# **City Council**

Ron Mullen Mayor

John Treviño, Jr. Mayor Pro Tem

Council Members Mark Rose Roger Duncan Sally Shipman Mark E. Spaeth Charles E. Urdy

Jorge Carrasco City Manager

Elden Aldridge City Clerk

# Memorandum To:

Mayor Pro Tem Trevino called to order the meeting of the Council, noting the absence of Mayor Mullen and Councilmember Rose.

#### MINUTES APPROVED

The Council, on Councilmember Shipman's motion Mayor Pro Tem Trevino's second, approved the minutes for the regular meeting of June 7, 1984. (5-0 Vote, Mayor Mullen and Councilmember Rose absent)

#### COAL FIRED PLANT

Mr. Bill Oakey appeared before Council to speak in opposition to the proposed coal fired electric power plant.

#### DELAYED PAYMENT

Mr. Egbert V. Smith appeared before Council to discuss delayed payment on park site, electric bill & deposit, and Spicewood Springs road improvements.

#### ITEM PULLED

Pulled from the agenda was Ms. Alicia O. Garcia's request to discuss wastewater in connection with the Salvation Army proposed move, and rezoning of the other 45 acres.

#### FAIRVIEW PARK

Mr. Terry Bray appeared before Council to discuss exemption from site plan requirement in Fairview Park property. Council agreed to bring this back July 26, 1984 at 2:00 p.m. for further consideration.

#### CITIZEN DID NOT APPEAR

Mr. Gary L. Nelon, who had requested to appear to present . funds raised for Armadillo Express during Austin City Street Expo '84, June 1-16, 1984, did not appear.

#### FUNDS PRESENTED

Mr. Reginald E. Todd appeared before Council to present a check of \$6,634.86 as the total of funds raised for Armadillo Express during Austin City Streets Expo '84, June 1-16, 1984. Mayor Mullen and members of the Council thanked him for the check.

#### SALVATION ARMY SITE

Mr. Roland Ortiz, Mr. Enrique Lopez and Mr. James Pinedo appeared before Council to discuss the Salvation Army relocation. They all indicated it should be kept in the central business district.

## CONSENT ORDINANCES

The Council, on Councilmember Urdy's motion, Councilmember Shipman's second, waived the requirement for three readings and finally passed the following ordinances in one consent motion: (5-0 Vote, Mayor Mullen and Councilmember Rose absent)

# Operating Budget

Amended the 1983-84 operating budget by accepting a grant in the amount of \$2,137 from the Texas Committee for the Humanities to fund a symposium "Images & History" which was held at the Austin History Center on April 28, 1984.

# Release of Easement

Approved release of the following easement: the Utility easement retained at the vacation of Sunset Lane as recorded in Volume 908, Pages 634 and 635 of the Travis County Deed Records. (Request submitted by the Austin Independent School District.)

# Item Pulled

The Council pulled off the agenda until July 26 consideration of waiving the balance of the 90 day review period under Ordinance No. 811204-B for Fifteenth Street Condominium Tower.

# 301 Congress Avenue Project

Approved waiving the balance of the 90-day review period under Ordinance No. 811204-B for the 301 Congress Avenue Project.

# Item Pulled

Pulled from the agenda consideration of third reading of an ordinance amending the Watershed Ordinance for Onion Creek, Bear Creek, Little Bear Creek, Williamson Creek and Slaughter Creek.

# Cable Television Franchise

Passed through <u>SECOND READING ONLY</u> of an ordinance amending the Cable Television Franchise Ordinance in order to approve channel lineup changes.

# Emma Long Park

Approved designating Lake Austin Metropolitan Park (City Park) as Emma Long Metropolitan Park.

#### Municipal Pool Discount

Amended Ordinance 830921-DD to provide discount at municipal pools for disabled persons in accordance with discount for senior citizens.

#### Alley Vacation

Passed through SECOND READING ONLY of an ordinance vacating the West Avenue Alley, 2900 Block, as requested by adjoining property owners. (4-0 Vote, Councilmember Shipman voted NO, Mayor Mullen and Councilmember Rose absent.)

#### Item Pulled

Pulled for one week consideration of modifications to Article III, Chapter 8-7 of the City Code (Taxicab Ordinance) July 19.

# Eberhart/Cooper Lane

Declared the necessity for and ordered improvements to Eberhart/Cooper Lane, Phase 2, consisting of 1 unit covering approximately 7 blocks. CAPITAL IMPROVEMENTS PROGRAM No. 78/62-31.

# Zoning Ordinances

The Council, on Councilmember Urdy's motion, Councilmember Shipman's second, amended Chapter 13-2 of the Austin City Code (Zoning Ordinance) to cover the following changes:

a. JOHN JAY STOKES
By Stansberry
Engineering
C14-83-256

609-805 East Woodward

From "BB", "IR" "DL" 1st H&A to "LR" 1st H&A

emergency passage of ordinance

b. CITY OF AUSTIN C14-73-253 (part) 9041 Research Boulevard

From Interim "A" & "A"

1st H&A to "D" 1st H&A

emergency passage of ordinance

JACK FRIEDMAN By David B. Armbrust C14-84-076 11713 Jollyville Road

From "AA" 1st H&A to "O" 1st H&A

emergency passage of ordinance

FIVE STAR ACRES SUBDIVISION By Ben Ballard C14-84-072 4411-4177 E. St. Elmo Road From Interim "AA" lst H&A to "DL" lst H&A

NING	- (Continued)		•
f.	SCHNEIDER/KING INVESIMENTS By T. J. Morton C14-84-101	700-702 South First Street	From "A" 1st H&A to "O" 1st H&A
g.	COFFEE & CRIER INVESTMENT C14-84-106	506 Oakland Avenue	From "A" 1st H&A to "O-1" 1st H&A
h.	WEST AUSTIN FIRE COMPANY Cl4h-84-002	1000-1004 Blanco	From "A" 1st H&A to "A-H" 1st H&A
i.	C14-84-114	7809-78112 Copperas Dr. 4603-4614 Claeno Drive 7900-8107 Tiffany Dr. 7900-8022 Manzanillo 4306-4325 Manzanillo 4600-4704 Tabago Cove 4600-4714 Saloma Place 4500-4707 Sam Simeon Dr. 4400-4517 Kalama Drive 4500-4714 Velasco Place 4600-4703 Molera Drive 4600-4614 Caymen Place 4500-4708 Alta Loma Drive 4400-4522 Koeta 4500-4613 Galapagos Drive 8004-8511 Copano 4400-4405 Goleta Court 4104-4405 Alexandría 8102-8505 Mauai Drive 4200-4205 Tile Cove 4300-4307 Mauai Cove 8100-8207 Cacho Drive 4100-4106 Cacho Cove 8200-8501 Washita Drive 8004-8501 Los Ranchos	From Interim "AA" 1st H&A to "AA" 1st H&A
	•	OCCUPATION ACTIONS	

j. CITY OF AUSTIN PLANNING DEPARTMENT C14-84-115

9500-9511 Night Jag Drive From Interim "AA" 1st HcA 9202-9501 Curlew Drive 9202-9503 Marsh Drive 2610-2903 Crownspoint 9300-9406 Canus Drive 2800-2805 Camus Cove 2700-2705 Du-Pont Cove 2600-2606 Lindsey Cove

2600-2606 Gadwall Cove

8300-8301 Horton Trail 7901-8401 Latta Drive

to "AA" 1st H&A

k. CITY OF AUSTIN 8401 a
PLANNING DEPAREMENT Drive
C14-84-116 8500-6

8401 & 8408 Birmingham Drive 8500-8501 Wessex Way 812-817 Great Britain Blvd. 8402-8511 Palace Parkway 8400-8508 Cockney Drive 710-805 Dulwich

From Interim "AA" 1st H&A to "AA" 1st H&A

# Consent Resolutions

The Council, on Councilmember Urdy's motion, Councilmember Duncan's second, adopted the following resolutions in one consent motion: (5-0 Vote, Mayor Mullen and Councilmember Rose absent.)

# Items Pulled

During the consent motion, the following items were pulled from the agenda until April 19, 1984:

Consider authorizing Eminent Domain Proceedings to acquire the following:

- a. A Sanitary Sewer Easement for the Phase B Lower Walnut Creek Wastewater System Improvements Project:
  - (1) A thirty (30) foot wide Sanitary Sewer Easement out of a 72.89 acre tract in the Lucas Munos Survey No. 55, said 72.89 acre tract being described in Volume 7472, Page 579 of the Deed Records of Travis County, Texas. (Neal L. Spelce, owner)
  - (2) A thirty (30) foot wide Sanitary Sewer Easement out of a 64.97 acre tract in the H. T. Davis Survey No. 30, said 64.97 acre tract being described in Volume 2948, Page 2066 of the Deed Records of Travis County, Texas. (Estate of Fred C. Morse, owner)
  - (3) A thirty (30) foot wide Sanitary Sewer Easement out of a 42.68 acre tract out of the J. O. Rice Survey No. 31 and the William S. Hotchkiss Survey No. 32, said 42.68 acre tract being described in Volume 2929, Page 540 of the Deed Records of Travis County, Texas. (Mabel R. Penick, owner)

# PULLED - (Continued)

- (4) A thirty (30) foot wide Sanitary Sewer Easement out of an approximately 57 acre tract of land, being comprised of two tracts out of the H. T. Davis Survey No. 30 in Travis County. (Adon Sitra, owner)
- (5) 0.47 of an acre Sanitary Sewer Easement out of a 11.95 acre tract in the William S. Hotchkiss Survey No. 32, said 11.95 acre tract being described in Volume 750, Page 554 of the Deed Records of Travis County, Texas. (Johannes Bohn, owner)
- (6) 0.99 of an acre Sanitary Sewer Easement and a 30 foot wide Sanitary Sewer Easement out of a 35.68 acre tract in the H. T. Davis Survey No. 30, said 35.68 acre tract being described in Volume 8435, Page 968 of the Deed Records of Travis County, Texas. (Northeast Austin Venture, Ltd., owner)
- (7) 0.59 of an acre Sanitary Sewer Easement out of a 6.3788 acre tract in the H. T. Davis Survey No. 30, said 6.3788 acre tract being described in Volume 6557, Page 545 of the Deed Records of Travis County. (Chimney Hill-Austin Homeowners Association, Inc., owner)
- (8) A thirty (30) foot wide Sanitary Sewer Easement out of a 115.43 acre tract in the James O. Rice Survey No. 31, said 115.43 acre tract being described in Volume 8262, Page 551 of the Deed Records of Travis County, Texas. (John Reynolds & Associates, Inc., owner)

#### Ground Lease

Approved ground lease with Charles D. Nash.

# Non-Disturbance Agreement

Approved a Non-Disturbance Agreement between City of Austin and Brackenridge, Ltd.

#### Easement Release

Approved correction of the following easement release description: A Blanket Electric Easement recorded in Volume 655, Page 373, of the Travis County Deed Records. (Request submitted by the Public Works Department)

# Capital Improvements Program

Approved executing a restrictive covenant to be applicable to the following described property to-wit: Lots 1 and 2, Block 124, Original City of Austin and being locally known and recognized as the "Old Bakery" or "Lundberg Bakery". CAPITAL IMPROVEMENTS PROGRAM NO. 81/86-29.

# Item Pulled

Pulled from the agenda a resolution to consider approval of the selection of professional engineering and associated services in connection with Risk Assessment and Analysis with the City of Austin's continuing participation in South Texas Nuclear Power Generation Facility for the Electric Department. C.I.P. No. 74/12-01.

# Professional Services Agreement

Approved implementation of a proposed Supplemental Amendment No. 1 to the Professional Services Agreement, between the City of Austin and Camp, Dresser and McKee, Inc., for the Northwest A Service Area Water Transmission Main and Elevated Water Storage reservoir improvements.

# Change Order

Approved the following change orders:

- a. In the amount of \$6,887.50 to Robert Jentsch Construction Company for constructing a maintenance access to Cherry Creek. (1.48% increase of original contract)
- b. In the amount of \$8,635.00 to Cox Restoration, Inc. for the Lundberg Bakery Rehabilitation, Phase I. (8.8% of the original contract)

# Contracts Approved

Approved the following contracts:

- a. CLEARWATER CONSTRUCTORS, INC. P. O. Box 15547 N. E. Station Austin, Texas
- b. WINDRIDGE-BOYD JOINT VENTURE 6505 Brownwood Court Austin, Texas
- c. ALLAN CONSTRUCTION COMPANY
  438 West Maplewood
  San Antonio, Texas

- CAPITAL IMPROVEMENTS PROGRAM Greenlawn Parkway Bridge and
  Channel Improvements on Shoal
  Creek, Public Works Department \$509,311.40 C.I.P. No. 82/60-05
- CAPITAL IMPROVEMENTS PROGRAM "Bennett Avenue Drainage Improvements, Public Works Department \$63,024.24 C.I.P. No. 83/60-01
- CAPITAL IMPROVEMENTS PROGRAM Nuckols Crossing Road Improvements (from North Bluff Drive to
  to North Pleasant Valley Road)
  including water and wastewater
  adjustments, Public Works Dept. \$935,624.90 C.I.P. Nos. 78/62-36,
  83/22-04 & 83/23-06

## CONTRACTS - (Continued)

- d. GILLIG CORPORATION
  6051 Imperial Way
  Hayward, California
- e. CRIPPEN SHEET METAL INC. 3625 Chapman Austin, Texas
- f. KENNETH C. LEANDER 2011-A Shiloh Drive Austin, Texas
- g. U. S. TELEVISION SYSTEMS, INC. 914 Banyon Street Austin, Texas
- h. HENKELS & MOCOY, INC. 7312 South IH-35, Suite 142 Austin, Texas
- i. HENKELS & MCCOY, INC.
  7312 South IH-35, Suite 142
  Austin, Texas
- j. HENKELS & MCCOY, INC. 7312 South IH-35, Suite 142 Austin, Texas
- k. J & E DIRT WORK, INC. 12406 Old San Antonio Hwy. Austin, Texas

- CAPITAL IMPROVEMENTS PROGRAM -Transit Coaches, Urban Transportation Department Item 1 - \$3,553,750.00 C.I.P. No. 90-02
- CAPITAL IMPROVEMENTS PROGRAM Metal Air Return Louver Frames, Public Events Facilities Department Item 1-2 \$9,577.92 C.I.P. No 81/80-02
- CAPITAL IMPROVEMENTS PROGRAM Concrete Trash Coffins, Parks
  and Recreation Department
  Items 1 through 3 173 ea.
  Total \$15,955 C.I.P. No. 83/86-02
- CAPITAL IMPROVEMENTS PROGRAM Underground Electric Distribution
  Facilities for Cherry Creek
  Subdivision, Phase 8, Section 6,
  Electric Utility Department \$10,432.04 C.I.P. No. 84/15-01
- CAPITAL IMPROVEMENTS PROGRAM Underground Electric Distribution
  Facilities for Scofield Farms
  Subdivision Phase I, Sections 2 &
  5, Electric Utility Department \$65,476.30 C.I.P. No. 84/15-01
- CAPITAL IMPROVEMENTS PROGRAM Underground Electric Distribution
  Facilities for Windmill Run
  Subdivision Section 4A, Electric
  Utility Department \$47,154.34
  C.I.P. No. 84/15-01
- CAPITAL IMPROVEMENTS PROGRAM Underground Electric Distribution
  Facilities for Cherry Creek
  Subdivision Phase 8, Section 5A,
  Electric Utility Department \$24,731.70 C.I.P. No. 83/15-01
- CAPITAL IMPROVEMENTS PROGRAM Underground Electric Distribution
  Facilities for Crystal Mountain at
  Barton Creek Subdivision, Section
  1, Electric Utility Department \$76,980.25 C.I.P. No. 84/15-01

# CONTRACTS - (Continued)

- B & B LAND CLEARING CO., INC. 1212 Old Bastrop Hwy. Austin, Texas
- CAPITAL IMPROVEMENTS PROGRAM Underground Electric Distribution
  Facilities for Village at Western
  Oaks Subdivision, Section 8,
  Electric Utility Department \$83,291.72 C.I.P. No. 84/15-01

m. Bid award:

- Electric Standard Building
  Maintenance Materials, Electric
  Utility Department
  Twelve (12) Month Supply Agreements
  To be awarded by progressive
  purchasing method from low to high
  bid Total \$71,049.00 84-0251-JG
- (1) CAPITAL BOLT & SUPPLY, INC. (WBE)
  410 East 3rd Street
  Austin, Texas
- Items 38, 40-42 & 45-46
- (2) CONSOLIDATED ELECTRICAL DISTRIBUTING
  408 East 2nd Street
  Austin, Texas
- Items 1, 16-17, 20-23, 35, 51, 140-144, 160, 230-232 & 243
- (3) GENERAL ELECTRIC SUPPLY CO. 3101 Longhorn Blvd., \$116 Austin, Texas
- Items 2-9, 12, 15, 24-33, 36, 43-44, 50, 52-61, 64, 67, 70-90, 92-114, 116-118, 127-139, 146-147, 149, 153-155, 157-158, 162, 192-205, 207-218, 224-226, 239-242 & 244-258
- (4) GRAYBAR ELECTRIC SUPPLY CO. 7434 N. Lamar Austin, Texas
- Items 10-11, 13-14, 34, 37, 39, 47-49, 62-63, 65-66, 68-69, 91 115, 119-126, 145, 148 150-152, 156, 206, 219, 222-223, 227-229 233-238
- (5) GULF COAST ELECTRIC SUPPLY 3207 Polk Avenue Austin, Texas
- Items 161, 163-191 & 220-221

n. Bid award:

- Utility Materials, Water and
  Wastewater Department
   Six (6) Month Supply Agreements
   To be awarded by Progressive
   Purchasing method from low to high
   bid Total \$99,199.00 84-0252-JG
- (1) AUSTIN PIPE AND SUPPLY CO. 300 Medina Austin, Texas
- Items 17, 20, 22, 27-28, 30-32 & 39-40

- (2) MARS UTILITY AND INDUSTRIAL Items 18, & 35-37 SUPPLY COMPANY 1103 S. Frio Austin, Texas
- THE ROHAN COMPANY 508-D East St. Elmo Road Austin, Texas
- Items 10-12
- TRANS-TEX SUPPLY COMPANY 4618 E. 7th Street Austin, Texas
- Items 1-9, 13-16, 19, 21, 23-26, 29, 33-34 & 38
- CENTURY PAPERS, INC. **o.** 10205 Metropolitan Drive Austin, Texas
- Janitorial Items, Central Stores Division Twelve (12) Month Supply Agreement Items 1, 3-4, 6-8, 12-17, 19, 21 -\$11,862.00 84-0222-JG

Bid award: p.

- Paint and Paint Supplies, Central Stores Division Twelve (12) Month Supply Agreement Total \$13,107.00 84-0231-JG
- (1) GLIDDEN COATINGS & RESINS 9535 N. IH 35 Austin, Texas
- Items 8, 16-29 £ 33
- (2) W. H. RICHARDSON COMPANY 3708 Woodbury Austin, Texas
- Items 9-15, 34-35 & 37-40

COLE PUBLICATIONS q. 901 West Bond street Lincoln, Nebraska

- Printing of City of Austin Criss-Cross Directories, Office Services Division Twelve (12) Month Supply Agreement Items 1 & 2 - Total \$9,595.00 84-0214-GV

r. Bid award:

- Office Supplies, Office Services Division Twelve (12) Month Supply Agreement Total \$139,421.00 84-0168-GW
- (1) ABEL STATIONERS 10300 Metric Boulevard Austin, Texas
- Items 1-3, 6, 7, 13-15, 18, 20, 25, 27, 31, 33.1, 33.2, 36-40, 43, 48.1-48.6, 49, 50 52-54, 61, 62, 65-71, 74
- (2) PAUL ANDERSON COMPANY 3485 Fredericksburg Rd. San Antonio, Texas
- Items 4, 9-12, 21-23, 28, 30, 32-34, 46.4-46.5, 47, 51, 56, 58-59, 64, 73, **76-8**2

# CONTRACTS - (Continued)

- (3) THE OFFICE COMPANY 4009 Medical Parkway Austin, Texas
- Items 8, 16, 24, 29, 35, 41-42, 44-45, 57, 60, 63

8. WESTVACO, U.S. Envelope Division 10700 Harry Hines Dallas, Texas

- Manufacture and Printing of Envelopes, Office Services Division Twelve (12) Month Supply Agreement Items 1 & 2 - \$58,496.0084-0230-GW

Bid award:

- Sale of Surplus Newspaper, Public Works Department Twelve (12) Month Agreement Total Est. Revenue \$70,000.00 84-S273-LI
- (1) AMERICAN FIBER MANUFACTURING \$47,000 COMPANY 1701 Benchmark Round Rock, Texas
- (2) CONSOLIDATED FIBERS, INC. 4712 Bolm Road Austin, Texas
- \$23,000

u. Bid award:

- Retreading of Tires, Vehicle and Equipment Services Department Twelve (12) Month Service Agreement Total \$37,508.00 84-S226-LI
- (1) LOVE TIRE COMPANY 6908 Cameron Road Austin, Texas
- Items 1-7, 24-41, 48-49 -\$10,534.00
- (2) YOUNGELOOD GENERAL TIRE 6926 North Lamar Boulevard Austin, Texas
- Items 8-23, 42-47 \$26,974.00

LOVE TIRE COMPANY 6908 Cameron road Austin, Texas

- Sale of Used Tires and Tubes, Vehicle and Equipment Services Department Twenty-four (24) Month Period Est. Revenue \$30,408.00

THE BICKLE GROUP 12606 Barryknoll Lane Houston, Texas

- Consultant Services to develop a Point System for Energy Efficiency Rating Program, Resource Management Department One and one-half months Total \$15,684.00 84-S253-LI

# CONTRACTS - (Continued)

- x. JERRY D. DREHER 13549 Willow Bend Road Dallas, Texas
- Parking Meters and Repair Parts,
   Urban Transportation Department
   Thirty-six (36) Month Supply
   Agreement
   Items 1-2 \$315,000 84-0239-DC
- y. CENTEL BUSINESS SYSTEMS 5501 N. Lamar Blvd. Austin, Texas
- Acquisition of a telephone system, Personnel and Human Relations Department Estimated total %297,826.00 84-S234-RS

# Item Pulled

Pulled from the agenda consideration of the following contract;

Human Affairs, Inc. 800 East 30th St. Austin, Texas - Employee Assistance Program,
Personnel Department
Twelve Month Service Agreement
Estimated total \$267,300.00
84-S181-LI

# Site Plan Approval

Approved a site plan as a condition of a zoning in case number C14-84-020.

#### CDBG Funds

Approved emergency expenditure of CDBG funds for Standard Rehabilitation Loan in the following amount and authorized staff to enter into appropriate contract: Mastercraft Construction - \$20,000.

# Interlocal Cooperation Act

Approved entrance into an Interlocal Cooperation Act contract with the State Department of Highways and Public Transportation for skid testing of City streets.

# Tourism & Convention Promotion

Authorized an RFP to be used in soliciting proposals for the provision of tourism and convention promotion.

7/12/84

#### Council Memo

14

# Approach Mains

### Approved the following approach mains:

- a. Community Engineers
- Water approach main to include approximately 588.06 acres of residential and commercial development for Travis Country. (City cost participation of \$731,500.00)
- b. Community Engineers
- Wastewater approach main to include approximately 588.06 acres of residential and commercial development for Travis Country. (No City cost participation.)

# Grant Applications

Authorized submission of the following grant applications:

- a. To UMTA for a Capital Assistance Grant (TX-90-CAP-84) in the amount of \$1,778,999.00.
- b. To UMTA for a Capital Assistance Grant (TX-05-CAP-84) in the amount of \$721,001.00.
- c. To UMTA for an Operating Assistance Grant (TX-90-OPER-84) in the amount of \$1,907,909.00.

## Public Hearings Set

Set public hearings on the following:

- a. To discuss the revised Capital Improvement Business Loan Program Guidelines: July 26, 1984 at 4:00 p.m.
- b. Northwest Austin MUDs 4, 5 & 6: July 26, 1984 at 5:30 p.m.
- c. An appeal from Mr. Todd A. Shimoda on the denial of a Waterway Development Permit Application 84-05-1037 for Emmaus Christian Fellowship at 755 Springdale Road: July 26, 1984 at 2:00 p.m.

# HEARINGS SET - (Continued)

- d. Grant Applications to:
  - 1. UMTA for a Capital Assistance Grant (TX-90-CAP-84) in the amount of \$1,778,999.00: July 19, 1984 at 2:00 p.m.
  - 2. UMTA for a Capital Assistance Grant (TX-05-CAP-84) in the amount of \$721,001.00: July 19 at 2:00 p.m.
  - 3. UMTA for an Operating Assistance Grant (TX-90-OPER-84) in the amount of \$1,907,909.00: July 19, 1984 at 2:00 p.m.
- e. An appeal from Mr. Bob Howerton of the Planning Commission's decision in regard to Special Permit No. Cl4p-84-037:
  August 9, 1984 at 6:00 p.m.
- f. An appeal from Mr. Richard J. Kern on the denial of Waterway Site Development Permit 6300,6412 Hwy. 290 West FRD 84517: July 26, 1984 at 5:15 p.m.

## Item Postponed

Postponed indefinitely setting of hearing on appeal of Demolition Order issued by the Building Standards Commission at 2315 Santa Rosa Street.

#### SLOW-GROWTH PROPOSAL

Councilmembers Duncan and Shipman introduced an item to Council on discussion of Slow-Growth Proposal and asked that it be brought back for discussion on July 17, 1984.

#### PUBLIC HEARING SET

The Council, on Councilmember Urdy's motion, Councilmember Duncan's second, set a public hearing for August 2, 1984 at 2:00 p.m. on protection of Capitol views. (5-0 Vote, Councilmember Rose and Mayor Mullen absent.)

#### ZONING ORDINANCE

The Council, on Councilmember Spaeth's motion, Mayor Pro Tem Trevino's second, waived the requirement for three readings and finally passed an ordinance amending Chapter 13-2 of the Austin City Code (Zoning Ordinance) to cover the following changes with EMERGENCY PASSAGE OF ORDINANCE: (5-0 Vote, Mayor Mullen and Councilmember Rose absent.)

7/12/84

ZONING - (Continued)

MRS. C.T. USELTON By Clark M. Gray C14-84-020 915 Anderson Lane From "A" 1st H&A to "C"

1st H&A

EMERGENCY PASSAGE OF ORDINANCE

#### EXECUTIVE SESSION

Mayor Pro Tem Trevino announced Council would go into an Executive Session authorized by Article 6252-17, Texas Revised Civil statutes annotated, and after such closed or executive session, any final action, decision or vote with regard to any matter considered in the closed or executive session will be made in open session, should such action, decision or vote be necessary:

- (1) Litigation Discuss Bell, et al. vs. Fitzpatrick, et al. (Baylor and Castle Hill Street Litigation) Section 2, Paragraph e.
- (2) Litigation Overton vs. City of Austin Section 2, Paragraph e.
- (3) Litigation Egbert V. Smith v. City of Austin pending litigation Section 2, Paragraph e.

#### PUBLIC HEARING ON AN APPEAL

Mayor Pro Tem Trevino opened the public hearing set for 2:00 p.m. on an appeal of the Building Standards Commission approval of relocation from 1502 Manor Road to 1005 East 39th Street.

Lonnie Davis, Director of Building Inspection, told Council this is in the Blackland area and showed slides.

Bruce Bain, representing the neighborhood, asked Council to either deny or have an accurate site plan.

Rhonda Denton, who owns the house and lot, told how the relocation will enhance the neighborhood.

Joe Pearce, 1007 East 39th Street, said two large trees will be removed when the house is moved on.

Discussion followed concerning whether the structure will comply with the lot and fit in with the neighborhood. Councilmember Shipman said if the structure does not fit in between the trees, she does not think it is compatible.

# Motion

The Council, on Councilmember Duncan's motion, Mayor Pro Tem Trevino's second, closed the public hearing, and action will be taken July 17, 1984 at 3:00 p.m. (5-0 Vote, Mayor Mullen, CM Rose absent)

#### PUBLIC HEARING - STREET VACATION

Mayor Pro Tem Trevino opened the public hearing set for 3:30 p.m. on vacation of a portion of Doe Valley right-of-way adjoining Lot 47, Block B, Great Hills VII-A, 9101 Echo Point Cove. (Request submitted by MCC Construction, Inc.)

No one appeared to be heard.

### Motion

The Council, on Councilmember Spaeth's motion, Mayor Pro Tem Trevino's second, closed the public hearing, waived the requirement for three readings and finally passed an ordinance vacating a portion of Doe Valley right-of-way adjoining Lot 47, Block B, Great Hills VII-A, 9101 Echo Point Cove. (5-0 Vote, Mayor Mullen and Councilmember Rose absent.)

#### ZONING HEARINGS

Mayor Pro Tem Trevino announced Council would hear zoning cases scheduled for 4:00 p.m. Council heard, closed the public hearing and instructed the City Attorney to draw the necessary ordinances on the following:

C14 -84 118	SIMMIE H. CORDELL, ESTATE By Evelyn Bowers	5414-5418 Middle Fiskville Road	From "A" 1st HGA TO "C" 1st HGA RECOMMENDED GRANTED AS RECOMMENDED
C14 -84 121	CARMEN VASQUEZ By Zachary Vasquez		From "A" 1st H&A To "LR" 1st H&A RECOMMENDED GRANTED AS RECOMMENDED
C14 -84 122	KELLY MCADAMS By Bob Baker	7021 Burnet Road	From "A" 1st & 6th H&A To "B" 1st & 6th H&A RECOMMENDED GRANTED AS RECOMMENDED
C14 -84 130	MARY ANN & Rogelio R. Reyes By Paul DeLaRosa	308 Stassney Lane	From "A" 1st H&A TO "O" 1st H&A RECOMMENDED GRANTED AS RECOMMENDED
C14r-84 131	LINCOLN NORTH BLUFF, INC. By Will Hampton	6801 South IH-35, Suite E	From "GR" 1st H&A TO "C-1" 1st H&A RECOMMENDED GRANTED AS RECOMMENDED
	PWPDCPNCV	DACEACE OF OPPTMAN	A To

# EMERGENCY PASSAGE OF ORDINANCE

C14 r-83 DUNLAP/SHELDON 2721 Capital of 139 PARTNERSHIP Texas Hwy. S. By T. J. Morton

From "O-1" 1st H&A
TO "O-1" &"LR" 1st H&A
RECOMMENDED
GRANTED AS RECOMMENDED

C14 -84 144	CITY OF AUSTIN OFFICE OF LAND DEVELOPMENT SERVICES
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From Interim "A" 1st H&A Thousand Oaks Drive Thousand Oaks Circle To "AA" & "A" 1st H&A RECOMMENDED Mistywood Drive Mistywood Circle Mistyglen Circle Foxfire Drive, Wychwood Drive Headwater Lane, Apricot, Glen Drive, Twinberry Cove, Stoneridge Circle, Winter Park Road, Intervail Drive, Loveland Cove, Angelfire Lane, Steamboat Spring Cove, Crested Butte Drive, Jackson Hole Cove, Cooper Mount Cove, 1700-1913 Stoneridge Road 1800-1937 Holly Hill Drive

GRANT AS RECOMMENDED

c14 h-84 005	CITY OF AUSTIN OFFICE OF LAND DEVELOPMENT SERVICES	Goodall-Wooten House 700 W. Martin Luther	From "O" 2nd H&A To "O-H" 2nd H&A RECOMMENDED GRANT AS RECOMMENDED
C14 r-82 006	W. D. BROOKS By Gary F. Brown	13547 Research Blvd.	Amendment to Restrictive Covenant RECOMMENDED GRANT AS RECOMMENDED
C14 r-84 108	AUSTIN MALL CO. By Jerry L. Harris	2614 Walsh Tarlton	From Interim "AA" 1st H&A To "O-1" 1st H&A RECOMMENDED GRANTED AS RECOMMENDED

C14 -84 DR. M.D. COHN, From "A-H" 1st H&A 1105 West 40th St. "O-1" 1st HLA 155 ET AL By City of Austin RECOMMENDED GRANTED AS RECOMMENDED

(On Councilmember Duncan's motion, Mayor Pro Tem Trevino's second, 5-0 Vote, Mayor Mullen and Councilmember Rose absent)

C14-84 NHS HOMES, INC. 120 By James M. Nias

2003-2106 Kirksey Dr. From "A" 1st H&A To "BB" 1st H&A

RECOMMENDED subject to a 5' public utility easement for sidewalk on Kirksey. GRANTED AS RECOMMENDED

# EMERGENCY PASSAGE OF ORDINANCE

(On Councilmember Duncan's motion, Councilmember Shipman's second, 5-0 Vote, Mayor Mullen, Councilmember Rose absent)

C14-84 MR. VERNON ALIMAND 9506-9508 Brown Lane From Interim "AA" 1st H&A
123 By Morton S.

Plotsky

TO "DL" 1st H&A
RECOMMENDED subject to

TO "DL" 1st H&A
RECOMMENDED subject to
dedication of up to 40' of
right-of-way from
centerline on Brown Lane.
GRANTED AS RECOMMENDED
From Interim "AA" 1st H&A

C14-84 DAVID W. PETRICK 7701 South Congress 124 By Mervin Fatter From Interim "AA" 1st H&A
To "C" 1st H&A
RECOMMENDED subject to
restrictive covenant
restricting against
apartments, massage
parlors, nightclubs, video

apartments, massage parlors, nightclubs, vide arcades and outside yard storage.

C14-84 BARRY S. & BARBARA 10104 N. Lamar Blvd. 128 MCCCY storage.
GRANTED AS RECOMMENDED
From Interim "AA" 1st H&A

To "C" 1st H&A
RECOMMENDED "C" 1st H&A
subject to rollback to
"GR", 1st H&A in the event
the use ceases.

C14-84 WILLIAM C. SNOW, 12201-12211 Dorsett 138 ET AL By Jerry Harris GRANTED AS RECOMMENDED From Interim "AA" 1st H&A

From Interim "AA" 1st H&A
To "DL" 1st H&A
RECOMMENDED subject to
rollback should the
existing use cease,
dedication of up to 40 feet
of right-of-way from the
centerline of Dorsett Road,
subject to restrictive
covenant submitted by

applicant.

GRANTED AS RECOMMENDED

(On Councilmember Duncan's motion, Councilmember Shipman's second, 5-0 Vote, Mayor Mullen and Councilmember Rose absent)

C14r-84 1325 WELLS BRANCH 3203-3503 Howard

141 PARKWAY JOINT Lane

VENTURE 13000-13903 Burnet

By John B. Harris Road

From Interim "AA" 1st HGA "GR" 2nd H&A RECOMMENDED "GR" 2nd HEA for those buildings shown on the site plan that require 2nd H&A, and "GR" 1st H&A for the balance of tract, noting that office buildings will be setback an additional 10' from Wells Branch Parkway (a total of 35' from property line), TIA issues to be resolved prior to City Council hearing and to be returned to Planning Commission if there are unresolved issues. GRANTED AS RECOMMENDED WITH CONDITIONS

Marie Gaines, Land Development Department, reported the issues have been resolved and "the applicant has agreed with specific roadway improvements and the transportation staff has accepted those improvements."

Ms. Gaines read the following into the record which are the conditions agreed to by the applicant:"(1) 17.5% of the construction costs of a continuous left turn lane on FM 1325 will be provided at the intersection of Wells Branch Parkway with a 14' width and 600' length. (2) 40% of the construction costs will be provided for continuous left turn lane on FM 1325 immediately south of the Wells Branch Parkway intersection having a width of 14' and length of 715' with appropriate tapered end section."

C14 -84 STORM PROPERTIES 3432 and 3412-3428 From 045 By Sue Brooks William Cannon : 6809-6907 Brodie Lane To

Ist H&A

To "GR" 1st H&A

TO "GR" 1st H&A

RECOMMENDED "GR" 1st H&A

subject to the dedication
of 50' of right-of-way from
centerline on Brodie Lane.

GRANTED AS RECOMMENDED

From Interim "A" 1st H&A

To "C-1" 1st H&A

RECOMMENDED subject to
dedication up to 35' of

right-of-way from Centerline of Powell Lane. GRANTED AS RECOMMENDED

C14 r-84 TOM WAUGH DEVELOP- 705-707 E. Powell
070 MENT CORP. Lane & 8112 I.H. 35
By Travis Assoc.
Consulting
Engineerings

C14 -84 DON MCELMREATH

4107 Nixon Lane

From Interim "AA" 1st H&A
To "DL" 1st H&A
RECOMMENDED subject to
dedication of up to 40' of
right-of-way from centerline of Nixon Lane and
proper termination of
street.

GRANTED AS RECOMMENDED

C14-84 CROWE-CLARK
093 INVESTMENTS
By W. Robert
Camp, Jr.

6200 Balcones Drive

Ordinance Amendment to Revise Site Plan RECOMMENDED (No Conditions) GRANTED AS RECOMMENDED

(On Councilmember Duncan's motion, Councilmember Shipman's second, 5-0 Vote, Councilmember Rose and Mayor Mullen absent)

C14 h-83 CITY OF AUSTIN
O15 OFFICE OF LAND
DEVELOPMENT
SERVICES

Old Anderson High 1607 Pennsylvania From "A-H" 1st H&A
TO "A" 1st H&A
RECOMMENDED
GRANTED AS RECOMMENDED

Marie Gaines reviewed by use of slides.

Della Green asked Council to not take the "H" zoning off the land. Councilmember Urdy told her that what Council zoned was the structure.

Betty Baker, Land Development, explained all zoning is on the land and structure and the land is zoned "H". She said the zoning in this case is most since there is no land to protect.

Dr. Aiken told Council the School District will make application for a site marker.

(On Councilmember Urdy's motion, Councilmember Duncan's second, 5-0 Vote, Mayor Mullen, Councilmember Rose absent)

Council Memo

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7/12/84

ZONING - (Continued)

C14-83 FRANCES MORGAN 003.20 RAMSEY Robin Road

From Interim "LA" 1st H&A

E "A" 1st H&A

To "AA" 1st H&A

RECOMMENDED

GRANTED AS RECOMMENDED

## Motion

The Council, on Councilmember Shipman's motion, Councilmember Urdy's second, granted as recommended during the consent motion. (5-0 Vote, Mayor Mullen and Councilmember Rose absent)

# Motion to Reconsider

The Council, on Councilmember Duncan's motion, Mayor Pro Tem Trevino's second, reconsidered their vote. (5-0 Vote, Mayor Mullen and Councilmember Rose absent)

#### Motion

The Council, on Councilmember Shipman's motion, Councilmember Duncan's second, granted as recommended. (5-0 Vote, Mayor Mullen and Councilmember Rose absent)

Prior to the last vote Marie Gaines reviewed. She said this is the last item on the Lake Austin study.

Rhonda Brinks, who owns property next door, asked that the property be zoned "LA".

C14-83 CITY OF AUSTIN
302 PLANNING DEPT.

All of: Sierra Madre From Interim "AA" 1st H&A "AA" & "BB" lst H&A OT Drive, Sierra Leon Drive, Penny Creek NOT RECOMMENDED RECOMMENDED except Drive, Morado Cove, Autumn Ridge, Juniper Tracts A through J Ridge Drive, Buttorwood Drive, Shade Tree Cove. Leatherwood Cove, Key Way, Fox Way Drive, Barker Ridge Drive Barker Ridge Cove, Barker Vista Cove, Cedar Cliff Drive, Bull Ridge Drive, Bull Ridge Cove, Tributary Ridge Drive, Portions of: Taylor Draper Lane, Sierra Nevada, Ladera Vista Drive, Morado Circle, Woodcrest Drive, Floral Park Drive, Painted Valley Drive, 11500-11604, 11501-11605 Bell Avenue

GRANTED "AA" AS RECOMMENDED
AS NOTED IN SUPPLEMENT
EXCEPT TRACT F, WHICH IS TO
BE EXCLUDED

## Motion

Councilmember Duncan made a motion, seconded by Mayor Pro Tem Trevino to grant as recommended. Vote passed by 5-0 Vote with Mayor Mullen and Councilmember Rose absent.

#### Motion

The Council, on Councilmember Shipman's vote, Councilmember Duncan's second, voted to reconsider the vote. (5-0 Vote, Mayor Mullen and Councilmember Rose absent)

#### Motion

The Council, on Councilmember Duncan's motion, Mayor Pro Tem Trevino's second, upheld the Planning Commission but excluded tract "F". (5-0 Vote, Mayor Mullen and Councilmember Rose absent.)

7/12/84

Council Memo

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ZONING - (Continued)

O.D. KENDRICK & C14-83 335 CURTIS BAGGE

By Jeff Friedman

7002-7004 Manchaca 2000-2002 Mimosa

From "A" 1st H&A To "0-1" 1st H&A

NOT RECOMMENDED

GRANT "0-1" WITH RESTRICTIVE COVENANT TO WORK OUT WITH LEGAL DEPT., BRING BACK AS FIRST READING ONLY, DELAY SECOND AND THIRD READINGS UNTIL THIS LOT IS EXCLUDED FROM THE SUBDIVISION DEED RESTRICTIONS

Jeff Friedman appeared as representative for the applicant and said a valid petition has been withdrawn.

Max Ragsdale, architect for Dr. Kendrick, showed plans for the building to be compatible with the neighborhood.

Mr. Friedman said the neighborhood supports "0-1".

Councilmember Shipman expressed concern that this may violate the deed restrictions of the neighborhood.

(On Councilmember Duncan's motion, Councilmember Urdy's second, 5-0 Vote, Mayor Mullen and Councilmember Rose absent)

# Hearings Postponed

Council voted to postpone the following cases:

C14-84 CITY OF AUSTIN 152 OFFICE OF LAND DEVELOPMENT SERVICES

4009-4015 Avenue H 401-403 E. 41st St.

From "B" 1st HGA "A" 1st HcA To RECOMMENDED

# POSTPONED INDEFINITELY

(Councilmember Duncan's motion, Mayor Pro Tem Trevino's second, 5-0 Vote, Mayor Mullen, Councilmember Rose absent)

C14 -84 RUBEN H. JOHNSON 056 COMPANY

601-615 W. 15th St. 1410-1418 Nueces St.

From "IR" 2nd H&A "C" 4th H&A RECOMMENDED subject to Restrictive Covenant for residential use only.

POSTPONE TO 7-26-84 AT 4:30 P.M.

(Councilmember Duncan's motion, Councilmember Shipman's second, 5-0 Vote, Mayor Mullen and Councilmember Rose absent)

C14 -84 SHERI GALLO, ET AL 307-313 West 38th St. From "A" 1st Haa 007 By: Rhonda Denton/ To . "0-1" 1st Ha Sheri Gallo Amended

To . "0-1" 1st H&A
Amended
RECOMMENDED "0-1" 1st tied
to site plan approval by
Planning Commission and
City Council, compliance
with 38th Street guidelines
and subject to retaining
structure.

POSTPONED TO 7-26-84 AT 4:35 P.M.

052 CORP.
By J. J. Morton

8931-8969 Research Boulevard From Interim "A" 1st H&A
To "0" & "GR", 1st H&A
"0" 2nd H&A
RECOMMENDED subject to
commitment on Roadway
alignment; applicant agrees
with recommendation

ALREADY POSTPONED AT THE 6-28-84 MEETING

(On Councilmember Duncan's motion, Councilmember Shipman's second, 5-0 Vote, Mayor Mullen, Councilmember Rose absent)

#### Zoning Denied

C14 -64 REX BRADLEY 142 By Ausland Architects 306 Pecan Drive and 400-408 Oak Plaza From "A" 1st HGA
TO "A-2" 1st HGA
NOT RECOMMENDED
ZONING DENIED

(On Councilmember Urdy's motion, Councilmember Shipman's second, 5-0 Vote, Councilmember Rose & Mayor Mullen absent)

C14 -84 MYRA M. COX 080 By Bill Brewer 1506 Morgan Lane

From "A" 1st H&A
To "B" 1st H&A
NOT RECOMMENDED
ZONING DENIED

(On Councilmember Shipman's motion, Councilmember Urdy's second, 5-0 Vote, Mayor Mullen and Councilmember Rose absent)

#### PUBLIC HEARING - REVISION TO ENERGY CONSERVATION CODE

Mayor Pro Tem Trevino opened the public hearing set for 5:00 p.m on Revision to the Energy Conservation Code.

Mr. J.R. Howard, Energy Task Force, said the purpose is to assist energy efficiency in the City. He said City departments, boards and associations of the City have approved their recommendations.

Mike Hart, Chairman of the Energy Task Force, spoke about the merits of their proposal. Gerald Jones, Energy Task Force, said there will be a 15-20% overall savings in energy with revisions proposed.

Bill Rouse told Council he is concerned with energy efficient homes and this will do it.

Jerry Lawson, Energy Management Department, discussed specifics in the ordinance.

## Motion

The Council, on Councilmember Duncan's motion, Councilmember Urdy's second, closed the public hearing and instructed the City Attorney to draw an ordinance effective January 1, 1985 and make provisions for the ordinance in the 1984-85 budget. (5-0 Vote, Mayor Mullen, Councilmember Rose absent)

## PUBLIC HEARING - NORTHWEST AUSTIN MUD's 1, 2, 3

Mayor Pro Tem Trevino opened the public hearing set for 6:00 p.m. on Northwest Austin MUD's 1, 2, 3

Lilas Kinch, Acting Director of Land Development, outlined the MUD's and said they are 1811 acres in Growth Management Area 5.

Ed Wendler Sr., Max Schwanz, Gene Gardner, John Sullivan, Richard Pratt, Jim Turpin, Jay Powell, Larry Doggett, Joe Neal, W.L. Richards, Judy Walker, Jim Glisman, and Jim O'Donnell all appeared to speak to the subject.

# Motion

The Council, on Councilmember Duncan's motion, Mayor Pro Tem Trevino's second, closed the public hearing. (5-0 Vote, Mayor Mullen and Councilmember Rose absent)

#### HOTEL-MOTEL TAX INCREASE

The Council, on Councilmember Duncan's motion, Mayor Pro Tem Trevino's second, waived the requirement for three readings and finally passed an ordinance amending Section 32-32(a) of the Austin City Code to increase the Hotel-Motel Occupancy Tax to seven percent (7%). (5-0 Vote, Mayor Mullen, Councilmember Rose absent)

#### **EXEMPTIONS APPROVED**

The Council, on Councilmember Spaeth's motion, Councilmember Shipman's second, approved the request of Mr. Cecil Bradford for exemption to the moratorium in Mockingbird Hill with regard to lot at 10504 Turner Drive. (5-0 Vote, Councilmember Rose and Mayor Mullen absent)

The Council, on Councilmember Shipman's motion, Mayor Pro Tem Trevino's second, approved the request of Mr. Doug Nichols for exemption to Ordinance No. 840209-K for the purpose of demolishing sub-standard structures. (5-0 Vote, Councilmember Rose and Mayor Mullen absent)

#### BACKFILL APPROVED

The Council, on Councilmember Duncan's motion, Councilmember Urdy's second, approved the request of Mr. Thomas J. O'Meara & accepted Parks and Recreation and Building Inspection's recommendation and approve the proposed backfill at 901 River Road. (5-0 Vote, Councilmember Rose and Mayor Mullen absent)

#### ITEM TO BE BROUGHT BACK

The Council, on Councilmember Duncan's motion, Mayor Pro Tem Trevino's second, voted to bring back on July 26, 1984, the request of Mr. Tommy Walker for exemption from moratorium on sewer taps sales in Williamson Creek area. (5-0 Vote, Mayor Mullen and Councilmember Rose absent)

#### WASTEWATER SERVICE TO LOOP 360 STRIP

Mr. Jack Morton appeared before Council to ask them to give policy direction as to proper alternative for providing wastewater service to Loop 360 Strip.

# Motion

Council, on Councilmember Duncan's motion, Mayor Pro Tem Trevino's second, approved use of Friesenhahn Approach Main if Council does not approve Barton Creek Interceptor. (5-0 Vote, Mayor Mullen, Councilmember Rose absent)

# SUBDIVISION ORDINANCE

The Council, on Councilmember Duncan's motion, Mayor Pro Tem Trevino's second, waived the requirement for three readings and finally passed an ordinance amending Chapter 13-3 Austin City Code (Subdivision Ordinance) applicable to the Lake Travis area, on EMERGENCY PASSAGE. (5-0 Vote, Mayor Mullen, Councilmember Rose absent)

#### RIVERCOURSE SUBDIVISION

The Council, on Councilmember Duncan's motion, Mayor Pro Tem Trevino's second, waived the requirement for three readings and finally passed an ordinance exempting River Course Subdivision from the Lake Travis Ordinance. (5-0 Vote, Councilmember Rose, Mayor Mullen absent)

#### CITY MANAGER REPORTS

City Manager Carrasco reported that there are 52", 48" and 48" of freeboard at Williamson Creek.

He also reported that Growth Watch is a good baseline document.

The report on Construction Management was not given.

# **ADJOURNMENT**

Council adjourned its meeting at 9:22 p.m.